

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

Sec. 1. 34-A MRSA §3010, as enacted by PL 1989, c. 925, §18, is repealed.

See title page for effective date.

CHAPTER 29

S.P. 147 - L.D. 426

An Act to Amend the Employee Leasing Company Registration Process

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §14053, as amended by PL 1995, c. 618, §20, is further amended to read:

§14053. Registration process

1. Statement. Except as otherwise provided in this section, each employee leasing company required to be registered under section 14052 shall provide the ~~commissioner~~ superintendent with information required by the ~~commissioner~~ superintendent on forms that the ~~commissioner~~ superintendent specifies. At a minimum, employee leasing companies shall provide the following information:

- A. The name or names under which the registrant conducts business;
- B. The address of the principal place of business of the employee leasing company and the address of each office it maintains in this State;
- C. The employee leasing company's taxpayer or employer identification number;
- D. A list by jurisdiction of each name under which the employee leasing company has operated in the preceding 5 years, including any alternative names, names of predecessors and, if known, successor business entities;
- E. A list of all persons or entities that own a 5% or greater interest in the employee leasing company at the time of application and a list of persons who formerly owned a 5% or greater interest in the employee leasing company or its predecessors in the preceding 5 years; and
- F. A list of the cancellations or nonrenewals of workers' compensation insurance issued to the employee leasing company or its predecessors in the preceding 5 years. The list must include the policy or certificate numbers, names of insurers or other providers of coverage, dates of cancellation and reasons for cancellation. If coverage has not been canceled or has been renewed, the

registration must include a sworn affidavit signed by the chief executive officer of the employee leasing company attesting to that fact.

2. Renewal. Prior to January 31st of each year or any other time fixed by the ~~commissioner~~ superintendent, each registrant shall renew its registration by notifying the ~~commissioner~~ superintendent of any changes in the information previously provided pursuant to this section.

3. List. The ~~commissioner~~ superintendent shall maintain a list of employee leasing companies registered under this chapter.

4. Forms. The ~~commissioner~~ superintendent may prescribe forms necessary to promote the efficient administration of this section.

Sec. 2. 32 MRSA §14055, sub-§5, as amended by PL 1995, c. 618, §22, is further amended to read:

5. Disclosure. The employee leasing company shall disclose to client companies services to be rendered, including costs, and the respective rights and obligations of the parties prior to entering into or receiving a leasing arrangement. This disclosure must include a statement that the client company may take complaints to the ~~Department of Labor~~ Bureau of Insurance.

See title page for effective date.

CHAPTER 30

H.P. 227 - L.D. 291

An Act Concerning Defendants' Ability to Attack Orders of Restitution

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §1330-A is enacted to read:

§1330-A. Waiver of issue of excessiveness

If a defendant at the time of sentencing has consented to the imposition by the sentencing court of a specific amount of restitution, the defendant is thereafter precluded from seeking to attack the legality or propriety of the amount of restitution ordered if that amount does not exceed the specific amount consented to by the defendant.

See title page for effective date.